

0910171000 ANA O 2000年200日 89101786934 * 8952-86683-20-89 (4) (4) (5) L) Eri fal 22/62/22

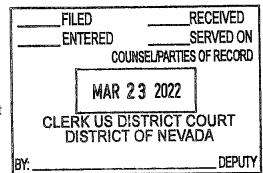
Gavel - Order on Motion

2:19-cv-01697-JAD-DJA Commodity Futures Trading Commission v. Saffron et al

APPEAL

United States District Court

District of Nevada



Notice of Electronic Filing

The following transaction was entered on 3/16/2022 at 11:00 AM PDT and filed on 3/16/2022

Case Name:

Commodity Futures Trading Commission v. Saffron et al

Case Number:

2:19-cv-01697-JAD-DJA

Filer:

Document Number: 123

Docket Text:

ORDER. IT IS THEREFORE ORDERED that Saffron's motion to alter or amend judgment [ECF No. [115]] is GRANTED in part and DENIED in part. See Order for additional information. Signed by Judge Jennifer A. Dorsey on 3/16/2022.(Copies have been distributed pursuant to the NEF - cc: Copy of Order to 9th Cir. re Case No. Case No. 21-15952 - YAW)

2:19-cy-01697-JAD-DJA Notice has been electronically mailed to:

Timothy James Mulreany tmulreany@cftc.gov

Danielle Edward Karst dkarst@cftc.gov, GMalas@cftc.gov, cbrescia@cftc.gov, hvantassel@cftc.gov, phayeck@cftc.gov

2:19-cv-01697-JAD-DJA Notice has been delivered by other means to:

Circle Society, Corp. C/O David Saffron PO Box 279 Pomona, CA 91769

David Gilbert Saffron 3600 Barham Blvd Unit XIII Toluca Lake, CA 90068

John Mertens Pia Hoyt, LLC 136 E South Temple Ste 1900 Salt Lake City, UT 84111

Case 2:19-cv-01697-JAD-DJA Document 124 Filed 03/23/22 Page 3 of 4

The following document(s) are associated with this transaction:

Document description: Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1101333072 [Date=3/16/2022] [FileNumber=10611523-0] [5014a2b59bfc9da39da73114972d92eaa8d80844707a88e6501676e8eb965a6364 8bd6d4237404aea048e11f0685b4f3b7f3d506fe6b413ce50727014af35f3c]]

UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

Commodity Futures Trading Commission,

Plaintiff

v.

2

3

4

5

7

8

19

21

22

David Gilbert Saffron a/k/a/ David Gilbert and Circle Society, Corp.,

Defendants

Case No.: 2:19-cv-01697-JAD-DJA

Order Granting in Part Defendant's Motion to Amend Judgment

[ECF No. 115]

In March 2021, I granted plaintiff Commodity Futures Trading Commission's motion for default judgment against defendants David Gilbert Saffron and Circle Society, Corp. for 10 violations of the Commodity Exchange Act arising out of a ponzi scheme involving the 11 cryptocurrency Bitcoin. I ordered the defendants to pay restitution, disgorgement, and a civil 12 penalty, and I issued a permanent injunction prohibiting defendants from all commodity trading. 13 Pro se defendant Saffron moves to amend the permanent-injunction portion of the judgment.² 14 He contends that the judgment must be amended for two reasons: (1) it is overly broad as it 15 applies to him because it would ban him from owning or trading cryptocurrency; and (2) it harms 16|| innocent third-parties that may have been Saffron's agents but were not in active concert with his 17 fraudulent schemes.³ Saffron moves for relief under Federal Rule of Civil Procedure (FRCP) 18 59(e) or FRCP 60(a).

Based on the content of his arguments, I liberally construe his challenge to the third-party

^{20 |} reach of the judgment as one raised under FRCP 60(a) and his challenge to the judgment as it

¹ ECF No. 112 (order and judgment); ECF No. 114 (transcript of hearing and oral ruling).

^{23||2} ECF No. 115.

 $^{^{3}}$ *Id.* at 4–7.